

UNITED STATES DISTRICT COURT

for the

Western District of North Carolina

United States of America

v.

MELVIN QUICK

Date of Previous Judgment: June 30, 1997

(Use Date of Last Amended Judgment if Applicable)

)

)

) Case No: 3:96CR134-06

) USM No: 12709-058

) Janna D. Allison

) Defendant's Attorney

**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of \_\_\_\_\_ months **is reduced to** \_\_\_\_\_.

**I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)**

Previous Offense Level: 36

Amended Offense Level: 34

Criminal History Category: I

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Previous Guideline Range: 188 to 235 months

Amended Guideline Range: 151 to 188 months

**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**

The reduced sentence is within the amended guideline range.

The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

Other (explain): No reduction in sentence based on the defendant's significant and continued record of serious disciplinary violations while incarcerated.

\*\*The defendant is also serving a concurrent sentence of 188 months in Count Four on a conviction of 18 U.S.C. § 924(n).

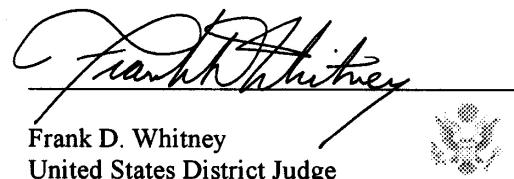
**III. ADDITIONAL COMMENTS**

Except as provided above, all provisions of the judgment dated June 30, 1997 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: April 24, 2009

Effective Date: \_\_\_\_\_  
(if different from order date)

  
Frank D. Whitney  
United States District Judge